

STATE OF MINNESOTA

NINETY-FIRST SESSION — 2019

 FORTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 7, 2019

The House of Representatives convened at 10:30 a.m. and was called to order by Melissa Hortman, Speaker of the House.

Prayer was offered by Rabbi Marcia A. Zimmerman, Temple Israel, Minneapolis, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Acomb	Demuth	Hausman	Lillie	Neu	Scott
Albright	Dettmer	Heinrich	Lippert	Noor	Stephenson
Backer	Drazkowski	Heintzeman	Lislegard	Nornes	Sundin
Bahner	Ecklund	Her	Loeffler	O'Driscoll	Swedzinski
Bahr	Edelson	Hertaus	Long	Olson	Tabke
Baker	Elkins	Hornstein	Lucero	O'Neill	Torkelson
Becker-Finn	Erickson	Howard	Lueck	Pelowski	Urdahl
Bennett	Fabian	Huot	Mahoney	Persell	Vang
Bernardy	Fischer	Johnson	Mann	Petersburg	Vogel
Bierman	Franson	Jurgens	Mariani	Pierson	Wagenius
Boe	Freiberg	Kiel	Marquart	Pinto	Wazlawik
Brand	Garofalo	Klevorn	Masin	Poppe	West
Cantrell	Gomez	Koegel	Mekeland	Poston	Winkler
Carlson, A.	Green	Kotzya-Witthuhn	Miller	Pryor	Wolgamott
Carlson, L.	Grossell	Koznick	Moller	Quam	Xiong, J.
Christensen	Gruenhagen	Kresha	Moran	Richardson	Xiong, T.
Claflin	Gunther	Kunesh-Podein	Morrison	Robbins	Youakim
Considine	Haley	Layman	Munson	Runbeck	Zerwas
Daniels	Halverson	Lee	Murphy	Sandell	Spk. Hortman
Davids	Hamilton	Lesch	Nash	Sandstede	
Davnie	Hansen	Liebling	Nelson, M.	Sauke	
Dehn	Hassan	Lien	Nelson, N.	Schomacker	

A quorum was present.

Anderson, Daudt, Schultz and Theis were excused.

McDonald was excused until 1:15 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 242 and H. F. No. 172, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Grossell moved that S. F. No. 242 be substituted for H. F. No. 172 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 316 and H. F. No. 132, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

Masin moved that S. F. No. 316 be substituted for H. F. No. 132 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

May 6, 2019

The Honorable Melissa Hortman
Speaker of the House of Representatives
The State of Minnesota

Dear Speaker Hortman:

Please be advised that I have received, approved, signed, and deposited in the Office of the Secretary of State the following House File:

H. F. No. 554, relating to human services; permitting parent to petition for reestablishment of the legal parent and child relationship.

Sincerely,

TIM WALZ
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Melissa Hortman
Speaker of the House of Representatives

The Honorable Jeremy R. Miller
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2019 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2019</i>	<i>Date Filed 2019</i>
	554	14	1:26 p.m. May 6	May 6

Sincerely,

STEVE SIMON
Secretary of State

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 823, A bill for an act relating to cities and towns; establishing a process for hiring private consultants; proposing coding for new law in Minnesota Statutes, chapter 471.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[471.462] WRITTEN ESTIMATE OF CONSULTANT FEES.**

For the purposes of this section, "city" means a home rule charter or statutory city. When an applicant applies for a permit, license, or other approval relating to real estate development or construction, the applicant may request that the city provide a written nonbinding estimate of the consulting fees to be charged to the applicant based on information available at that time. If the applicant requests the estimate, the application shall not be deemed complete until the city has:

(1) provided an estimate to the applicant;

(2) received the required application fees, as specified by the city;

(3) received a signed acceptance of the fee estimate from the applicant; and

(4) received a signed statement that the applicant has not relied on the estimate of fees in its decision to proceed with the final application from the applicant."

Delete the title and insert:

"A bill for an act relating to cities; requiring a city, if asked, to provide a written estimate of certain fees to be paid by an applicant for a permit, license, or other approval relating to real estate; proposing coding for new law in Minnesota Statutes, chapter 471."

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Pursuant to Joint Rule 2.03 and in accordance with House Concurrent Resolution No. 1, H. F. No. 823 was re-referred to the Committee on Rules and Legislative Administration.

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 2515, A resolution declaring September 7, 2019, as Great Lakes-St. Lawrence Appreciation Day in Minnesota, encouraging all Minnesotans to learn about the importance of the Great Lakes and St. Lawrence River to the economy and the environment of Minnesota, and urging recognition of this day across the region.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Pursuant to Joint Rule 2.03 and in accordance with House Concurrent Resolution No. 1, H. F. No. 2515 was re-referred to the Committee on Rules and Legislative Administration.

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 2796, A bill for an act relating to state government; ratifying a labor agreement and a compensation plan.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Ways and Means.

The report was adopted.

Pursuant to Joint Rule 2.03 and in accordance with House Concurrent Resolution No. 1, H. F. No. 2796 was re-referred to the Committee on Rules and Legislative Administration.

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 2849, A bill for an act relating to higher education; providing student relief from Argosy University closure; requiring a report.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 2852, A bill for an act relating to economic development; creating a Minnesota Innovation Collaborative; authorizing grants; appropriating money.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Ways and Means.

The report was adopted.

Pursuant to Joint Rule 2.03 and in accordance with House Concurrent Resolution No. 1, H. F. No. 2852 was re-referred to the Committee on Rules and Legislative Administration.

Freiberg from the Committee on Government Operations to which was referred:

H. F. No. 2864, A bill for an act relating to natural resources; creating Minnesota Outdoor Recreation Office; proposing coding for new law in Minnesota Statutes, chapter 116U.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Pursuant to Joint Rule 2.03 and in accordance with House Concurrent Resolution No. 1, H. F. No. 2864 was re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. No. 2849 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 242 and 316 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Huot introduced:

H. F. No. 2870, A bill for an act relating to local government employment; limiting length of employment suspension for employment misconduct; proposing coding for new law in Minnesota Statutes, chapter 471.

The bill was read for the first time and referred to the Committee on Government Operations.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1753 and 2188.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1753, A bill for an act relating to public safety; authorizing peace officers to issue citations based on report from work zone flagger; amending Minnesota Statutes 2018, section 169.06, subdivision 4a.

The bill was read for the first time.

Koegel moved that S. F. No. 1753 and H. F. No. 1408, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2188, A bill for an act relating to corrections; authorizing county probation officers to supervise adult felons; clarifying Department of Corrections billing to counties for juvenile confinements; clarifying authority of Fugitive Apprehension Units to do general law enforcement; repealing the special law for the Ramsey County Community Corrections Department; establishing a local correctional officers discipline procedures act; amending Minnesota Statutes 2018, sections 241.025, subdivisions 1, 2; 241.026, subdivisions 1, 2; 242.192; 244.19, subdivision 1; 244.20; proposing coding for new law in Minnesota Statutes, chapter 641; repealing Minnesota Statutes 2018, sections 383A.404; 401.13.

The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division.

ANNOUNCEMENT BY THE SPEAKER
PURSUANT TO RULE 1.15(c)

A message from the Senate was received requesting concurrence by the House to amendments adopted by the Senate to the following House File:

H. F. No. 1244.

Winkler moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

REPORT FROM THE COMMITTEE ON RULES
AND LEGISLATIVE ADMINISTRATION

Winkler from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Thursday, May 9, 2019 and established a prefiling requirement for amendments offered to the following bills:

H. F. Nos. 2849 and 1262; S. F. No. 278; and H. F. Nos. 70 and 2051.

CALENDAR FOR THE DAY

H. F. No. 1300, A bill for an act relating to state government; designating the month of May as Maternal Mental Health Awareness Month; proposing coding for new law in Minnesota Statutes, chapter 10.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Acomb	Boe	Davids	Erickson	Gruenhagen	Heintzeman
Albright	Brand	Davnie	Fabian	Gunther	Her
Backer	Cantrell	Dehn	Fischer	Haley	Hertaus
Bahner	Carlson, A.	Demuth	Franson	Halverson	Hornstein
Baker	Carlson, L.	Dettmer	Freiberg	Hamilton	Howard
Becker-Finn	Christensen	Drazkowski	Garofalo	Hansen	Huot
Bennett	Clafin	Ecklund	Gomez	Hassan	Johnson
Bernardy	Considine	Edelson	Green	Hausman	Jurgens
Bierman	Daniels	Elkins	Grossell	Heinrich	Kiel

Klevorn	Lislegard	Moran	Persell	Sauke	West
Koegel	Loeffler	Morrison	Petersburg	Schomacker	Winkler
Kotyza-Witthuhn	Long	Murphy	Pierson	Scott	Wolgamott
Koznick	Lucero	Nash	Pinto	Stephenson	Xiong, J.
Kresha	Lueck	Nelson, M.	Poppe	Sundin	Xiong, T.
Kunesh-Podein	Mahoney	Nelson, N.	Poston	Swedzinski	Youakim
Layman	Mann	Neu	Pryor	Tabke	Zerwas
Lee	Mariani	Noor	Quam	Torkelson	Spk. Hortman
Lesch	Marquart	Nornes	Richardson	Urdahl	
Liebling	Masin	O'Driscoll	Robbins	Vang	
Lien	Mekeland	Olson	Runbeck	Vogel	
Lillie	Miller	O'Neill	Sandell	Wagenius	
Lippert	Moller	Pelowski	Sandstede	Wazlawik	

The bill was passed and its title agreed to.

S. F. No. 558, A bill for an act relating to state government; specifying judicial jurisdiction for disputes regarding certain public procurement actions; amending Minnesota Statutes 2018, section 471.345, subdivision 14, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 16C.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Acomb	Demuth	Hausman	Lillie	Neu	Scott
Albright	Dettmer	Heinrich	Lippert	Noor	Stephenson
Backer	Drazkowski	Heintzeman	Lislegard	Nornes	Sundin
Bahner	Ecklund	Her	Loeffler	O'Driscoll	Swedzinski
Bahr	Edelson	Hertaus	Long	Olson	Tabke
Baker	Elkins	Hornstein	Lucero	O'Neill	Torkelson
Becker-Finn	Erickson	Howard	Lueck	Pelowski	Urdahl
Bennett	Fabian	Huot	Mahoney	Persell	Vang
Bernardy	Fischer	Johnson	Mann	Petersburg	Vogel
Bierman	Franson	Jurgens	Mariani	Pierson	Wagenius
Boe	Freiberg	Kiel	Marquart	Pinto	Wazlawik
Brand	Garofalo	Klevorn	Masin	Poppe	West
Cantrell	Gomez	Koegel	Mekeland	Poston	Winkler
Carlson, A.	Green	Kotyza-Witthuhn	Miller	Pryor	Wolgamott
Carlson, L.	Grossell	Koznick	Moller	Quam	Xiong, J.
Christensen	Gruenhagen	Kresha	Moran	Richardson	Xiong, T.
Clafflin	Gunther	Kunesh-Podein	Morrison	Robbins	Youakim
Considine	Haley	Layman	Munson	Runbeck	Zerwas
Daniels	Halverson	Lee	Murphy	Sandell	Spk. Hortman
Davids	Hamilton	Lesch	Nash	Sandstede	
Davnie	Hansen	Liebling	Nelson, M.	Sauke	
Dehn	Hassan	Lien	Nelson, N.	Schomacker	

The bill was passed and its title agreed to.

H. F. No. 559, A bill for an act relating to health occupations; requiring a provider-patient relationship in order to make ophthalmic prescriptions; amending Minnesota Statutes 2018, section 145.713, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 112 yeas and 17 nays as follows:

Those who voted in the affirmative were:

Acomb	Dehn	Hausman	Lippert	Nornes	Sundin
Albright	Demuth	Her	Lislegard	O'Driscoll	Swedzinski
Bahner	Ecklund	Hornstein	Loeffler	Olson	Tabke
Baker	Edelson	Howard	Long	O'Neill	Torkelson
Becker-Finn	Elkins	Huot	Lueck	Pelowski	Urdahl
Bennett	Erickson	Jurgens	Mahoney	Persell	Vang
Bernardy	Fabian	Kiel	Mann	Petersburg	Vogel
Bierman	Fischer	Klevorn	Mariani	Pierson	Wagenius
Boe	Franson	Koegel	Marquart	Pinto	Wazlawik
Brand	Freiberg	Kotyza-Witthuhn	Masin	Poppe	West
Cantrell	Garofalo	Koznick	McDonald	Pryor	Winkler
Carlson, A.	Gomez	Kresha	Moller	Richardson	Wolgamott
Carlson, L.	Grossell	Kunesh-Podein	Moran	Robbins	Xiong, J.
Christensen	Gunther	Layman	Morrison	Sandell	Xiong, T.
Clafin	Haley	Lee	Murphy	Sandstede	Youakim
Considine	Halverson	Lesch	Nelson, M.	Sauke	Zerwas
Daniels	Hamilton	Liebling	Nelson, N.	Schomacker	Spk. Hortman
Davids	Hansen	Lien	Neu	Scott	
Davnie	Hassan	Lillie	Noor	Stephenson	

Those who voted in the negative were:

Backer	Drazkowski	Heinrich	Lucero	Munson	Quam
Bahr	Green	Heintzeman	Mekeland	Nash	Runbeck
Dettmer	Gruenhagen	Hertaus	Miller	Poston	

The bill was passed and its title agreed to.

S. F. No. 1732, A bill for an act relating to health; permitting certain outpatient surgical centers to share a facility; amending Minnesota Statutes 2018, section 144.55, subdivisions 1, 2, 9, by adding subdivisions; repealing Minnesota Statutes 2018, section 144.55, subdivision 10.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Acomb	Bahner	Becker-Finn	Bierman	Cantrell	Christensen
Albright	Bahr	Bennett	Boe	Carlson, A.	Clafin
Backer	Baker	Bernardy	Brand	Carlson, L.	Considine

Daniels	Gruenhagen	Koegel	Marquart	Pelowski	Swedzinski
Davids	Gunther	Kotyza-Witthuhn	Masin	Persell	Tabke
Davnie	Haley	Koznick	McDonald	Petersburg	Torkelson
Dehn	Halverson	Kresha	Mekeland	Pierson	Urdahl
Demuth	Hamilton	Kunesh-Podein	Miller	Pinto	Vang
Dettmer	Hansen	Layman	Moller	Poppe	Vogel
Draskowski	Hassan	Lee	Moran	Poston	Wagenius
Ecklund	Hausman	Lesch	Morrison	Pryor	Wazlawik
Edelson	Heinrich	Lien	Munson	Quam	West
Elkins	Heintzeman	Lillie	Murphy	Richardson	Winkler
Erickson	Her	Lippert	Nash	Robbins	Wolgamott
Fabian	Hertaus	Lislegard	Nelson, M.	Runbeck	Xiong, J.
Fischer	Hornstein	Loeffler	Nelson, N.	Sandell	Xiong, T.
Franson	Howard	Long	Neu	Sandstede	Youakim
Freiberg	Huot	Lucero	Noor	Sauke	Zerwas
Garofalo	Johnson	Lueck	Nornes	Schomacker	Spk. Hortman
Gomez	Jurgens	Mahoney	O'Driscoll	Scott	
Green	Kiel	Mann	Olson	Stephenson	
Grossell	Klevorn	Mariani	O'Neill	Sundin	

The bill was passed and its title agreed to.

MOTIONS AND RESOLUTIONS

MOTION TO INVITE SENATE TO JOINT CONVENTION

Winkler moved that the Chief Clerk be instructed to invite the Senate by message to a Joint Convention to be held on Thursday, May 9, 2019, at 12:00 noon, in the chamber of the House of Representatives to elect members to the Board of Regents of the University of Minnesota. The motion prevailed.

ADJOURNMENT

Winkler moved that when the House adjourns today it adjourn until 9:00 a.m., Thursday, May 9, 2019. The motion prevailed.

Winkler moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Thursday, May 9, 2019.

PATRICK D. MURPHY, Chief Clerk, House of Representatives